IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTIETH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 4984 of 2000

Between:

1 A.G.Keshava Reddy, S.o A.G.Krishna Reddy,
R/o Guntakal, Anantapur District.
2 A.G.Lakshminarayana Reddy S.o A.G.Rajasekhar Reddy,
R/o Guntakal, Anantapur District.
3 A.G.Srinivasa Reddy, S.o A.G.Vasudeva Reddy,
Anantapur District.
4 A.G.Hariharinath Reddy S.o A.G.Keshav Reddy,
R/o Guntakal, Anantapur District.
5 A.Janardha Reddy S/o Vengal Reddy
R/o Madras.
6 Smt. C.Ratnamma W/o C.Ram Reddy,
R/o Bilapur, Zaheerabad Tq,
Medak District.
7 T,Narsing Rao S/o T.Muthyaloo
R/o 6-1-905, Khairtabad,
Hyderabad.
8 C. Nagabhushnam S/o Rama Kishtaiah
R/o 14-6-28, Chudibazar, Begumbazar,
Hyderabad.
9 M.Bhagwandas S/o Dharam Raj
R/o Bilapur, Zaheerabad Tq,
Medak District.
10 Cherla Anji Reddy S/o C.Ram Reddy
R/o 12-2-738/1, Rathibowil, Humayan Nagar,
Hyderabad.
11 T.Jayaram Reddy S/o T.Tam Reddy
R/o 18-4-429, Adilabad, Hyderabad.
12 M.Ramchander Rao S/o Dharam Raj
R/o 12-2738/1, Rathibowli, Humayun Nagar,
Hyderabad.

13 T.Eshwaraiah S/o Veerappa
R/o Moinabad.
14 K.Chandrakanth S/o K.Srinivasa Rao
R/o Shivaji Nagar, Nizamabad.
15 P.Narasimha Rao S/o P.Laxminarasiah
R/o Srikalahasthi, Chittoor District.
16 K.Satyanarayana Goud S/o Mallaiah
R/o Karimnagar.
17 D.Rajeshwar Rao S/o Narasimhiah
R/o Nizamabad.
18 G.Sambaiah S/o Laxmaiah
R/o Karimnagar.
19 D.Laxman Rao S/o Raghavulu
R/o Hyderabad
20 K.Kameshwar Rao S/o Raghavlu
R/o 1-9-801, Adikmet,
Hyderabad
21 K.V.Subba Rao S/o Satayabnarayana Murthy
R/o 2-2-232/C, Vidyanagar,
Hyderabad.
22 K.Vishwanatham S/o Raj Lingam
R/o 16-6-687, Chadarghat, Hyderabad.
23 B.Waman Rao S/o Laxman Rao
R/o 16-6-687, Chadarghat, Hyderabad.
24 B. Malla Reddy, S/o B.Raji Reddy,
R/o Warangal.
25 A.Satya Prasad S/o Satha Reddy
R/o Warangal
26 Smt.L. Kotamma W/o Raghava Reddy
R/o Mogalikota, Kodad,
Nalgonda District.
27 L.Pulla Reddy S/o Gopi Reddy
R/o Kodad, Nalgonda District.
28 L.Venkat Reddy S/o Ram Reddy
R/o Kodad, Nalgonda District.
29 Kari Veera Reddy S/o Appi Reddy
R/o Kodad, Nalgonda District.
30 Anam Ram Reddy S/o Koti Reddy
R/o Mogalaikata, Hyderabad.
31 Poosapati Ram Reddy S/o Koti Reddy
R/o Mogalaikota, Nalgonda District.
32 Singa Reddy Chinna Venkat Reddy S/o Buchi Reddy
R/o MogalaiKota, Nalgonda District.
33 Elaval Ram Reddy S/o Venkat Reddy
R/o MogalaiKota, Nalgonda District.
34 Gayam Venkat Reddy S/o Koti Reddy
R/o MogalaiKota, Nalgonda District.
35 Smt. Linga Annaporna W/o L.Papai Reddy
R/o MogalaiKota, Nalgonda District.
36 Smt. Kari Kotamma W/o K.Papai Reddy
R/o MogalaiKota, Nalgonda District.
37 Singa Reddy Veeramma W/o Appi Reddy
R/o MogalaiKota, Nalgonda District.

38 Singa Reddy Sydi Reddy S/o Chandra Reddy
R/o MogalaiKota, Nalgonda District.
39 Maddi Reddy Venkat Reddy S/o Achi Reddy
R/o MogalaiKota, Nalgonda District.
40 Devaraplli Narsi Reddy S/o Ram Reddy
R/o Kodad, Nalgonda District.
41 Vaka Koti Reddt S/o Gopi Reddy
R/o Mogalaikota Nalgonda District.
42 Pakanati Satum Reddy S/o Laxman Reddy
R/o Mogalaikota Nalgonda District.
43 Pakanati Veera Reddy S/o Laxma Reddy
R/o Mogalaikota Nalgonda District.
44 Elaval Narsi Reddy S/o Penta Reddy
R/o Mogalaikota Nalgonda District.
45 A.G.S.Ananda Reddy S/o A.G.Kesva Reddy
R/o 71/B, VEngal Rao Nagar,
Hyderabad.

..... PETITIONERS

AND

1 Government of Andhra Pradesh, Rep by its Principal Secretary Revenue Department,
Secretariat, Hyderabad.
2 Government of Andhra Pradesh, Rep by its District Collector,
Hyderabad District, Hyderabad.
3 Government of Andhra Pradesh, Rep by its Special Officer & Compentent Authority (U.L.C.),Chandra Lok M.J.Road, Hyderabad.
4 Mr. Rasheed K.Battiwala S/o K.P.Battiwala
R/o 62 Ishaq Colony, Secunderabad.
Rep by Their G.P.A. Sri P.A.Nalladaru S/o Late A.D.Nalladaru
5 Mrs. Havovi Shorab Damania Alias Havavi K.Battiwala, D/o K.P.Battiwala,
R/o 62 Ishaq Colony, Secunderabad.
Rep by Their G.P.A. Sri P.A.Nalladaru S/o Late A.D.Nalladaru
6 Mrs. Dilys A.Naguer Alia Bilya K.Battiwala D/o K.P.Battiwala
R/o 62 Ishaq Colony, Secunderabad.
Rep by Their G.P.A. Sri P.A.Nalladaru S/o Late A.D.Nalladaru
7 Miss.Simone Rashid Battiwala @Bilys K.Battiwala, D/o K.P. Battiwala
R/o 62 Ishaq Colony, Secunderabad.
Rep by Their G.P.A. Sri P.A.Nalladaru S/o Late A.D.Nalladaru
8 Everest Construction Pvt Ltd., a Company incorporated under the provisions of companies Act 1956.
Rep by its Managing Director Sri. Abid Rasool Khan Having its Office at 8-2-684/3/R, Road No.12,Banjara Hills, Hyderabad.
(Respondents 4 to 7 rep.by GPA Sri P.A.Nalladaru s/o.late A.D.Nalladaru,r/o.62, Ishaq Colony, Secunderabad.

9 Venkatesh Shastri S/o Vasudeva Shastri
R/o Flat No. 405, Indian Bank Complex, Sreenagar Colony,
Hyderabad. Rep by G.P.A.Hoilder L.Jaya Reddy.
10 Smt.Subba Laxmi W/o Venkatesh Shastri

R/o Flat No. 405, Indian Bank Complex, Sreenagar Colony, Hyderabad. Rep by G.P.A.Hoilder L.Jaya Reddy.

11 Sharad Shastri S/o Venkatesh Shastri
R/o Flat No. 405, Indian Bank Complex, Sreenagar Colony, Hyderabad. Rep by G.P.A.Hoilder L.Jaya Reddy.

12 Uday Kumar Shastri S/o Venkatesh Shastri
R/o Flat No. 405, Indian Bank Complex, Sreenagar Colony, Hyderabad. Rep by G.P.A.Hoilder L.Jaya Reddy.

13 Bharat Kumar Shastri S/o Venkatesh Shastri
R/o Flat No. 405, Indian Bank Complex, Sreenagar Colony, Hyderabad. Rep by G.P.A.Hoilder L.Jaya Reddy.

14 Pradeep Kumar Shastri S/o Venkatesh Shastri
R/o Flat No. 405, Indian Bank Complex, Sreenagar Colony, Hyderabad. Rep by G.P.A.Hoilder L.Jaya Reddy.

15 Surender Kumar Shastri S/o Venkatesh Shastri
R/o Flat No. 405, Indian Bank Complex, Sreenagar Colony, Hyderabad. Rep by G.P.A.Hoilder L.Jaya Reddy.

16 Narender Kumar Shastri S/o Venkatesh Shastri
R/o Flat No. 405, Indian Bank Complex, Sreenagar Colony, Hyderabad. Rep by G.P.A.Hoilder L.Jaya Reddy.

17 L.Jaya Reddy S/o Raghava Reddy
R/o Flat No. 405, Indian Bank Complex, Sreenagar Colony, Hyderabad. Rep by G.P.A.Hoilder L.Jaya Reddy.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate writ, order or direction preferably a writ in the nature of Certiorari calling for the records relating to the proceedings No.E2/916/76 dt: 5.1.2000, No. UVi/3529/78 dt: 5.8.1980, and No. D1/916/76 dt: 21.8.1978/ issued by the 3rd respondent and quash the same as being illegal, arbitrary and violative of Article 14 & 300-A of the Constitution of India as well as contrary to the provisions of the Urban Land (Ceiling & Regulations) Act 1076 and consequently direct the 3rd respondent to set aside the said three proceedings and also by directing the respondents not to induct any third parties in possession by dispossessing the petitioners herein in respect of the property bearing No. Plot No. 3 situated in Sy.No.403 New (S.No.129 Old) situated at Road No. 2 Banjara Hills, Hyderabad.

Counsel for the Petitioner:MR.P.VENUGOPAL

Counsel for the Respondent Nos.4 to 7: MR.MAHMOOD ALI

Counsel for the Respondents 1 to 3: G.P. for Revenue

The Court made the following :

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ORDER:

Mr.Mahmood Ali, appearing on behalf of respondents 4 to 7 submits that the property involved in the writ petition is the subject matter in O.S.No.3088 of 2000 on the file of the VII Junior Civil Judge, City Civil Court, Hyderabad, and the said suit ended in compromise on 31-8-2000 . The Photostat copy of the judgment and decree passed in O.S.No.3088 of 2000 has been placed on record. The respondents 4 to 7 herein are defendants 1 to 4 in the said suit. When the dispute

between the parties in respect of the property has been settled, no cause of action survives for the writ petitioners.

Thus the writ petition is dismissed. No order as to costs.

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B.Seshasayana Reddy,J

20-07-2005

Note: C.C.in two days

B/o.

Stp

To

1 The Principal Secretary, Revenue Department, Government of Andhra Pradesh, Secretariat, Hyderabad.
2 The District Collector,Hyderabad,Government of Andhra Pradesh, Hyderabad.
3 The Special Officer & Competent Authority (ULC),Government of Andhra Pradesh,

Chandra Lok M.J.Road, Hyderabad.

4 .Mr.Abid Rasool Khan, Managing Director, Everest Constructions Private

Limited, 8-2-684/3/R, Road No.12, Banjara Hills,Hyderabad.

5 Two CCs to G.P. for Revenue, High Court Buildings, Hyderabad,(OUT).

6 2 CD copies